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12 Attorneys for United States of America

13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA

15 SAN FRANCISCO DIVISION

16 UNITED STATES OF AMERICA,) NO. CR 21-238 JD
17 Plaintiff,) STIPULATION AND [PROPOSED] ORDER TO
18 v.) EXCLUDE TIME UNDER THE SPEEDY TRIAL
19 LEVONTA FARLEY,) ACT AND SETTING CHANGE OF PLEA DATE
20 Defendant.)
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22 This matter is current set for a further status conference on August 23, 2021. The parties jointly
23 request that this case be set for a change of plea hearing on Monday, August 30, 2021, at 10:30 a.m.

24 The parties stipulate that the time between now and August 30, 2021, should be excluded from
25 the calculation of time under the Speedy Trial Act. The exclusion of time is appropriate in order to
26 provide reasonable time necessary for the continuity and effective preparation of counsel, pursuant to 18
U.S.C. § 3161(h)(7)(B)(iv). The parties agree that the ends of justice are served by granting the
continuance and outweigh the best interests of the public and the defendant in a speedy trial. *See id.* §
3161(h)(7)(A).

27 IT IS SO STIPULATED.

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29 STIPULATION AND [PROPOSED] ORDER
30 CR 21-238 JD

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2 DATED: August 11, 2021
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4 Respectfully submitted,
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6 STEPHANIE M. HINDS
7 Acting United States Attorney
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9 /s/
10 LINA PENG
11 Assistant United States Attorney
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13 DATED: August 11, 2021
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15 /s/
16 EDWIN PRATHER
17 Attorney for Levonta Farley
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1 **[PROPOSED] ORDER**

2 Based on the reasons provided in the stipulation of the parties above, and for good cause shown,
3 the Court hereby finds that to ensure adequate preparation of the case by all parties and continuity of
4 counsel, and in the interest of justice, pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv), an exclusion
5 of time is warranted under the Speedy Trial Act. The failure to grant the requested continuance would
6 deny defense counsel the reasonable time necessary for effective preparation, taking into account the
7 exercise of due diligence. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The ends of justice served by granting the
8 requested continuance outweigh the best interests of the public and the defendant in a speedy trial and in
9 the prompt disposition of criminal cases. *See id.* § 3161(h)(7)(A). It is therefore ordered that time is
10 excluded from now until August 30, 2021. It is further ordered that a change of plea hearing is set for
11 August 30, 2021, at 10:30 a.m.

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13 IT IS SO ORDERED.

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15 August 16, 2021
16 Dated

17 JAMES DONATO
18 United States District Judge

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